

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT**

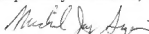
NEWARK COALITION FOR	)
LOW INCOME HOUSING, et al,	)
Plaintiffs-Appellees,	)
	)
v.	)
	)
NEWARK REDEVELOPMENT AND	)
HOUSING AUTHORITY, et al.,	)
Defendants-Appellants.	)

No. 05-1963

**APPELLANT'S MOTION FOR  
VOLUNTARY DISMISSAL OF APPEAL**

Defendant-appellant, Alphonso R. Jackson, Secretary of Housing and Urban Development, respectfully moves, pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure, to dismiss this appeal, each side to bear its own costs.

Respectfully submitted,



MICHAEL JAY SINGER

(202) 514-5432

MARK S. DAVIES

(202) 616-5385

*Attorneys, Appellate Staff*  
Civil Division, Room 7266  
950 Pennsylvania Ave., NW,  
Washington, D.C. 20530

JUNE 7, 2005

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 7th day of June 2005, I served the foregoing **APPELLANT'S MOTION FOR VOLUNTARY DISMISSAL OF APPEAL** upon counsel of record by causing two copies to be sent by first class mail to:

Harris David, Esq.  
Legal Services of New Jersey  
100 Metroplex Drive at Plainfield Avenue  
Suite 402  
P.O. Box 1357  
Edison, New Jersey 08818-1357

and by causing one courtesy copy to be sent by first class mail to:

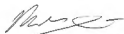
Mr. Gustav Heningburg  
One Riverfront Plaza  
Newark, New Jersey 07102

Jon Dubin, Esq.  
Rutgers Law School  
123 Washington Street  
Newark, New Jersey 07102

Oliver Lofton, Esq.  
Housing Authority of the City of Newark  
500 Broad Street  
Newark, New Jersey 07102

Raymond Brown, Esq.  
Brown & Brown  
One Gateway Center  
Newark, New Jersey 07102

Ms. Mary Ann Russ  
Abt Associates  
5441 Dominica Circle  
Sarasota, Florida 34233

A handwritten signature in dark ink, appearing to read 'Mark S. Davies', written over a horizontal line.

Mark S. Davies, Attorney